

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVANTS - Commercial Tax Department – Allegation of Corruption against Sri M.Sankar Rao, Assistant Commercial Tax Officer, Office of the Commercial Tax Officer, China Waltair, Vishakapatnam –Trapped on 4.1.1996 –Convicted on 18.7.2002 in C.C.No.23/96- Dismissed from service – A.O. filed Crl. Appeal No.862/2002 in HC – A.O. found not guilty – Further action dropped – Sanction of all pensionary benefits – Orders Issued.

G.O.Rt... 724

Dated. 15.5.2010.
Read following.

- 1) DG,ACB, Final Report RC.No.4/RCT-WVP/1996, Dated.4.6.1996.
- 2) G.O.Ms.No.794 Rev (CT.I) Deptt. dated.26.9.1996.
- 3) Judgment the Court of Spl. Judge for ACB Cases, Vishakahapatnam, dated.18.7.2002
- 4) Govt.Memo.No.15084/Vig.I(1)/2000-3,Dated.23.8.2002.
- 5) Proc.of DC(CT) Vishakhapatnam, vide Rc.No.48/96 A7 Dated.7.11.2002.
- 6) Crl.A.No.862 of 2002 filed by Sri M.Shankar Rao, formerly ACTO. in the H.C.of A.P.
- 7) Judgment of Hon'ble High Court in Crl. Appeal No. 862 of 2002.
- 8) Representation dated. 21.8.2009 of Sri M.Shankar Rao, ACTO.

ORDER:-

Whereas, the Director General, Anti Corruption Bureau, reported that Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer, Office of the Commercial Tax Officer, China Waltair, Vishkhapatnam was alleged to have demanded bribe amount and was involved in a ACB Trap case on 4.1.1996 .

2) And whereas, in the reference 2nd read above, sanction was accorded by the Government to prosecute Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer in a Court of Law.

3) And whereas, in the reference 3rd read above, the Hon'ble Court of Spl. Judge for ACB Cases , Vishakhapatnam in CC.No.23 of 1996 convicted the said A.O. Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer as he was found guilty of the offence u/s 7 of Prevention of Corruption Act, 1988.

4) And whereas, in the reference 4th read above, necessary instructions were issued to the Commissioner Commercial Taxes, Hyderabad to take immediate action to dismiss the said A.O. Viz., Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer, Vishakapatnam from service in terms of Clause (i) of Rule 25 of the APCS (CCA) Rules, 1991.

5) And whereas, in the reference 5th read above, the said A.O. Sri M.Sankar Rao, was dismissed from service.

6) And whereas in the reference 6th read above a Crl. Appeal vide. No. 862 of 2002 was filed in the A.P. High Court by the said A.O. Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer, and Vishakapatnam against the judgment dated.18.7.2002 of the Court of the Spl. Judge for ACB Cases, Vishakhapatnam in CC.No.23 of 1996.

7) And whereas in the reference 7th read above the Hon'ble High Court of A.P. while allowing the Crl. Appeal No.862/2002 filed by Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer, Vishakapatnam have set-aside the judgment of the Court of

::2::

Spl. Judge for ACB Cases, Vishakhapatnam in which the said A.O. was convicted, as the appellant accused was found not guilty of the offence u/s 7 of Prevention of Corruption Act, 1988 and acquitted him from the charges.

8) And whereas in the reference 8th read above, Sri M.Sankara Rao, Vishakhapatnam has submitted a representation to sanction and release all the benefits treating him as Assistant Commercial Tax Officer continuing in service right from the date of the alleged trap till the date of his retirement and also to release all pensionary benefits as he has been acquitted and found not guilty, by the Hon'ble High Court of A.P.

9) Government, after careful examination of the matter in detail, have decided to drop further action against Sri M.Sankara Rao, Assistant Commercial Tax Officer (Retired)) Office of the Commercial Tax Officer, Vishakhapatnam and to release all pensionary benefits to Sri M.Sankara Rao, as he has been acquitted by the Hon'ble High Court of A.P. in the ACB Trap case and found that not guilty of the charges u/s 7 & 13 of Prevention Corruption Act. 1988.

10) The Commissioner of Commercial Taxes shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ASOTOSH MISRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri, M.Sankara Rao, Assistant Commercial Tax Officer (Retired),
Office of the Commercial Tax Officer, China Waltair ,
Vishakhapatnam through Commissioner of Commercial Taxes,
A.P.Hyderabad.

2) The Commissioner of Commercial Taxes,
A.P.Hyderabad.

Copy to

1) The Director General ,
Anti Corruption Bureau,
A.P. Hyderabad.

2) Secretary,
A.P. Vigilance Commission,
A.P. Secretariat,
Hyderabad.

3) The Director of Treasuries & Accounts, Hyderabad.

4) The District Treasury Officer, Vishakhapatnam, District.

5) Sri M.Sankara Rao,
Assistant Commercial Tax Officer (Retried),
D.No.8-50-10, Flat.No.2F2,
Shanthoshi Nilayam.
Old CBI Down,
Vishakhapatnam-17.

// FORWARDED BY ORDER//

SECTION OFFICER

